

PATENT
ATTORNEY DOCKET NO.: 046436-5016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
BOX PATENT APPLICATION
Washington, D.C. 20231

jc490 U.S. PTO
03/06/00
jc625 U.S. PTO
09/52004
03/06/00

**TRANSMITTAL FOR A NEWLY EXECUTED
ORIGINAL APPLICATION UNDER 37 C.F.R. § 1.53(b)**

This is a request for filing a patent application under 37 C.F.R. § 1.53(b) for:

Inventors: John Paul MAYE and David BEDDIE

For: **PROCESS FOR CONTROLLING MICRO-ORGANISMS IN AN AQUEOUS PROCESS MEDIUM**

1. This is a new Utility Design Plant patent application.

2. The papers enclosed to obtain a filing date are as follows:

24 Pages of Specification including
1 Title Page
4 Pages of Claims
1 Page(s) of Abstract
4 Sheets of FORMAL INFORMAL drawings containing 4 Figures

3. Declaration for Patent Application, Combined Power of Attorney and Certificate under 37 C.F.R. §3.73(b)

Enclosed and are executed by all inventors.
 Not Enclosed.

This application is being filed under the provisions of 37 C.F.R. § 1.53(f).
Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

4. Language

English
 Non-English

This application is being filed in accordance with 37 C.F.R. § 1.52(d) and § 608.01 of the MPEP. Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the verified English translation and the processing fee.

5. Assignment

An assignment of the invention to _____ and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

An assignment will be filed at a later date.

6. Priority - foreign applications under 35 U.S.C. § 119(a)-(d) or § 365(b) or PCT international applications under 35 U.S.C. § 365(a) designating at least one country other than the U.S.

Priority of the following foreign application(s) is claimed:

Country	Application No.	Filed
DE	19909832.8	March 5, 1999

Certified copy(ies): is/are attached. will follow.

7. Priority based on provisional application(s) - 35 U.S.C. § 119(e)

Priority of the following provisional application(s) is claimed:

Application No.	Filed

8. Relate Back - 35 U.S.C. § 119(e)

Amend the specification by inserting before the first line the sentence:
“This application claims priority of copending provisional application(s)
No. _____ filed on _____.”

9. Small entity status

A statement claiming small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

10. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee
Total Claims (37 C.F.R. §1.16(c))	19 - 20 =	0	\$ 18.00 each=	Utility \$690.00 Design \$310.00
Independent Claims (37 C.F.R. §1.16(b))	2 - 3 =	1	\$ 78.00 each=	+ 0.00
Multiple dependent claim(s), if any (37 C.F.R. §1.16(d))			\$260.00	+ 0.00
SUB-TOTAL =				\$ 690.00
Reduction by ½ for filing by a small entity				- \$ 0.00
TOTAL FILING FEE =				\$ 690.00

11. Fee Payment

Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.**

This application is being filed under the provisions of 37 C.F.R. § 1.53(f). Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

The Commissioner is hereby authorized to charge the filing fee of **\$690.00** and any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

12. **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

13. Additional papers enclosed:

- Preliminary Amendment
- Information Disclosure Statement
- Form PTO-1449, _____ references included

- [] Declaration of Biological Deposit
- [] Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Please accord this application an application number and filing date.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Erin M. Harriman

Reg. No. 40,410



Dated: March 6, 2000

CUSTOMER NO. 009629

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